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 25 Company and New York Life Insurance and Annuity
 26 Corporation

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16 UNITED STATES DISTRICT COURT
 17
 18 NORTHERN DISTRICT OF CALIFORNIA

19 OLGA ORTMANN, as an individual and on
 20 behalf of all others similarly situated,

21 Plaintiff,

22 v.

23 NEW YORK LIFE INSURANCE
 24 COMPANY, a corporation; NEW YORK
 25 LIFE INSURANCE AND ANNUITY
 26 CORPORATION, a corporation; and DOES 1
 27 through 20, inclusive,

28 Defendants.

Case No. 07

2506

DEFENDANT NEW YORK LIFE
 INSURANCE COMPANY AND NEW
 YORK LIFE INSURANCE AND ANNUITY
 CORPORATION'S DISCLOSURE
 STATEMENT

1 **TO THE UNITED STATES DISTRICT COURT FOR THE NORTHERN**
2 **DISTRICT OF CALIFORNIA, AND TO PLAINTIFF OLGA ORTMANN AND HER**
3 **ATTORNEYS OF RECORD:**

4 Pursuant to Federal Rule of Civil Procedure 7.1, the undersigned, counsel of record for
5 Defendant New York Life Insurance Company and New York Life Insurance and Annuity
6 Corporation, certifies that, to the best of his knowledge:

7 No parent corporation or publicly held corporation owns ten percent (10%) or more of
8 New York Life Insurance Company's stock.

9 New York Life Insurance and Annuity Corporation is a wholly-owned subsidiary of New
10 York Life Insurance Company. No other publicly held corporation owns ten percent (10%) or
11 more of New York Life Insurance and Annuity Corporation's stock.

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13 Dated: May 10, 2007

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MORGAN, LEWIS & BOCKIUS LLP
JOHN S. BATTENFELD
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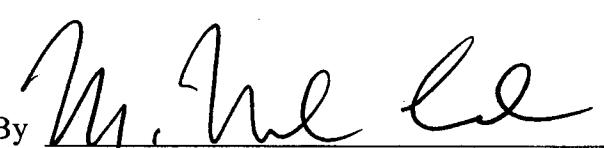
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M. Michael Cole
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Corporation